



COUNCIL OF THE CITY OF CASTLEGAR

Regular Meeting Minutes

Minutes of the regular meeting of the Council of the City of Castlegar held Monday, April 20, 2009 at 7:00 p.m. in the Community Forum, 445 – 13th Avenue, Castlegar, B.C.

**MEMBERS
PRESENT:**

Mayor Lawrence Chernoff
Councillor Kevin Chernoff
Councillor Kirk Duff
Councillor Russ Hearne
Councillor Bernie Krueckl
Councillor Deb McIntosh
Councillor Gordon Turner

MEMBERS ABSENT:

Nil

ALSO PRESENT:

John Malcolm, Chief Administrative Officer
Andre Buss, Director of Finance
Chris Cochran, Director of Transportation and Civic Works
Phil Markin, Director of Development Services
Carolyn Rempel, Director of Corporate Services
Gerry Rempel, Fire Chief
Public and Media

CALL TO ORDER:

There being a quorum present, the Mayor called the meeting to order at 7:00 p.m.

AGENDA:

179-09

Moved and seconded,
that the agenda be approved as amended by adding under Finance and Corporate Services, the 2009 Tax Rates Bylaw 1106 (#09-99), under Planning and Development, Sustainability Focus Group Meetings Presentation, under Correspondence, letters from Ms. Darlene Kalawsky, regarding Community Forums and M&M Meat Shops regarding a Charity Barbeque (#530), and under Bylaws, Bylaw 1106, 2009 Tax Rates Bylaw, Bylaw 1104 – City of Castlegar Wild or Exotic Animal Prohibition Bylaw. Carried.

DELEGATIONS:

- MS. JOANNE
BAKER, CASTLEGAR
QUEEN COMMITTEE
AND MISS APRIL
TELLIER, MISS
CASTLEGAR 2008

Mrs. Joanne Baker, representing the Castlegar Queen Committee and Miss April Tellier, Miss Castlegar 2008 attended the meeting to update Council on the Committees recent activities and preparations for the Miss Castlegar 2009 pageant.

Mrs. Baker thanked Council for all of their past support for the Miss Castlegar program. This year there are 16 young ladies participating in the Miss Castlegar program. On May 21, 2009 at 7:00 p.m. in the SHSS activity room, the candidates will present their speeches, talent and "thrifty" fashion show. Admission to this event will be a donation of the food bank. The concluding portion of the pageant will take place on Friday, June 5th at 7:00 p.m. in the SHSS activity room.

Mrs. Baker advised that due to the tremendous community support received this year, they will not be submitting a request for grant funding from the City.

Mrs. Baker and Miss Tellier presented a framed portrait of Miss Castlegar 2008 to Mayor Chernoff.

- MS. SUE KOLLER,
REPRESENTING
CONCERNED CITIZENS
OF 5TH AVENUE

Mrs. Sue Koller, representing the concerned citizens of 5th Avenue, attended the meeting to speak to Council regarding speed reduction measures for vehicles leaving the Twin Rivers Estates development, and the planned sidewalk on the west side of 5th Avenue.

Mrs. Koller expressed her concern at the construction of a two lane road when she had been advised prior to purchasing her property, that a one lane emergency road was to be built. Mrs. Koller also commented that the residents of 3rd, 4th and 5th Avenue in that area have had to deal with issues of dust, noise and vibration and that calls to the City have advised residents to be patient. Mrs. Koller advised that the two 1-way signs that had been installed are ignored and that the new signs that were installed are confusing to the public. Concerns that have recently arisen include cars and ATV's racing and the dumping of trash in the turn-around area.

Mrs. Koller questioned various aspects of the development.

180-09
- TWIN RIVER
ESTATES

Moved and seconded,
that the submission received from Mrs. Koller titled "City Council – Meeting April 20, 2009 - Issues presented by 5th Avenue committee, be referred to the Transportation and Civic Works Committee.

Carried.

- MR. DANA SCHMIDT
& MR. CHRIS SYKES
RE: RADON GAS
CONCERNS

Mr. Schmidt and Mr. Sykes attended the meeting to make a presentation to Council about the "Donna Schmidt Foundation" which has been established in memory of Mr. Schmidt's wife, Donna, who passed away in January of this year.

Mr. Schmidt reported that Castlegar is the radon centre of BC and discussed the potential risks and possible solutions for eliminating radon gas from homes. Mr. Schmidt, with support from the Castlegar Rotary Club, has undertaken a program of providing radon detectors to the public, in order that they may best their homes for radon gas. It is best to test for radon during the winter season when central heating is being used.

Mr. Schmidt discussed what the City can do to control radon including:

- i) drafting or amending and enforcing bylaws to include steps to be taken to reduce radon gas;
- ii) testing City buildings for radon;
- iii) assisting in the distribution of radon detectors;
- iv) publicizing the value of radon mitigation in enhancing real estate values;

Mr. Schmidt requested that the City assist with the distribution of radon detectors by permitting the Foundation to have them available for pick up at City Hall. The Rotary Club will display their support for the program and follow up with citizens that participate in the testing.

MINUTES:
181-09
- REGULAR MEETING
- APRIL 6, 2009

Moved and seconded,
that the minutes of the regular meeting held April 6, 2009, be approved as presented. Carried.

REPORTS:

**COMMUNITY
WELLNESS & SOCIAL
SERVICES:**

182-09
- COMMUNITIES IN
BLOOM COMMITTEE -
MINUTES

Moved and seconded,
that the minutes of the Communities in Bloom Committee meeting
held April 1, 2009, be received for information. Carried.

**CULTURAL AND CIVIC
PRIDE:**

183-09
- MINUTES

Moved and seconded,
that the minutes of the Cultural and Civic Pride Committee meeting
held March 4, 2009, be received for information. Carried.

**FINANCE AND
CORPORATE
SERVICES:**

184-09
- MINUTES

Moved and seconded,
that the minutes of the Finance and Corporate Services Committee
meeting held March 31, 2009, be received for information. Carried.

GRANT REQUESTS:

185-09
- TURNING POINTE
PERFORMANCE
COMPANY (#09-92)

Moved and seconded,
that Council approve a \$500.00 grant to the Turning Pointe
Performance Company, out of the City's grants line item, to assist
with the costs for Company members to attend dance competitions
in Trail and Kelowna in 2009. Carried.

186-09
- LET'S FIND A WAY
SOCIETY (#09-94)

Moved and seconded,
that Council approve a \$200.00 grant to the Let's Find A Way
Society, out of the City's grants budget line item, to assist with the
costs associated for Mr. Robin Tomlin and Mr. Phil Koochin,
Directors of the Let's Find A Way Society, to travel to the ReelHart
Film Festival in Toronto, Ontario June 24 to 27, 2009 for the
premiere of the Let's Find A Way video and attend the Board of
Directors meeting. Carried.

187-09
- PASS CREEK
REGIONAL EXHIBITION
SOCIETY (#09-95)

Moved and seconded,
that Council approve a \$3,000 grant to the Pass Creek Regional
Exhibition Society, out of the City's grants line item, to assist with
the costs of hosting the 14th Annual Pass Creek Fall Fair in
September, 2009 and the RCMP Musical Ride from July 24 to 28,
2009. Carried.

188-09
- ITEMS TO BE
RELEASED FROM
PREVIOUS IN CAMERA
MEETING (#09-76)

Moved and seconded,
that Council approve the report to Council No. 09-76 for release to
the public of items from the March 16, 2009 Special In-Camera
meeting. Carried.

189-09
- 2009-2013 FIVE YEAR
FINANCIAL PLAN
(#09-98)

Moved and seconded,
that Council consider giving three readings to Bylaw 1105, the
2009-2013 Five Year Financial Plan. Carried.

190-09
- TAX RATES BYLAW
2009 – BYLAW 1106
(#09-99)

Moved and seconded,
that Council consider giving three readings to Bylaw 1106, the 2009
Tax Rates Bylaw. Carried.

191-09
- COMMITTEE
APPOINTMENTS

Moved and seconded,
that Mr. Wayne Groutage be appointed to a third three year term on
the Board of Variance, to be effective from April 1, 2009 and
terminating on March 31, 2012; and

that Ms. Betsy Goolieff, Mr. Allan McCuaig and Mr. Leo Plamondon
be appointed to the Abilities Awareness Advisory Committee, to be
effective from April 21, 2009 and terminating on December 31,
2011. Carried.

GREEN:
192-09
- MINUTES

Moved and seconded,
that the minutes of the Green Committee meeting held April 1,
2009, be received for information. Carried.

**PLANNING AND
DEVELOPMENT:**
193-09
- BUSINESS LICENCE
REPORT

Moved and seconded,
that the Business Licence Report (09-80) for March, 2009, be
received for information. Carried.

194-09
- BUILDING PERMIT
REPORT

Moved and seconded,
that the Building Permit Report (09-81) for March, 2009, be received
for information. Carried.

195-09
- DEVELOPMENT
ACTIVITY REPORT

Moved and seconded,
that the Development Activity Report (09-82) for March, 2009, be
received for information. Carried.

196-09
- MINUTES

Moved and seconded,
that the minutes of the Planning & Development Committee meeting
held April 2, 2009, be received for information. Carried.

197-09
- NOTICE OF PUBLIC
MEETING RE:
BACKYARD CHICKENS

Moved and seconded,
that the notice of the public information meeting to be held
Wednesday, May 6, 2009 at 7:00 p.m. to 8:00 p.m. at the
Community Forum, #101, 445 – 13th Avenue, Castlegar, B.C.
regarding backyard chickens, be received for information. Carried.

198-09
- SUSTAINABILITY
FOCUS GROUP
MEETINGS
PRESENTATION

Moved and seconded,
that the correspondence dated April 20, 2009 from Urban Systems
regarding the Key Themes from the 1st Sustainability Focus Groups
meeting and Community workshop, be received for information. Carried.

PUBLIC SAFETY:
199-09
- TRAFFIC & BYLW
ENFORCEMENT
MONTHLY REPORT

Moved and seconded,
that the Traffic & Bylaw Enforcement Monthly Activity Report (09-
83) for March, 2009, be received for information. Carried.

200-09
- EMERGENCY
SERVICES MONTHLY
REPORT

Moved and seconded,
that the Emergency Services Monthly Report (09-96) for February,
2009, be received for information. Carried.

201-09
- EMERGENCY
SERVICES MONTHLY
REPORT

Moved and seconded,
that the Emergency Services Monthly Report (09-97) for March,
2009, be received for information. Carried.

**TRANSPORTATION
AND CIVIC WORKS:**
202-09
- MINUTES

Moved and seconded,
that the minutes of the Transportation and Civic Works Committee
meeting held April 14, 2009, be received for information. Carried.

203-09
- INLAND SOCCER
COMPLEX FIELD
EXPANSION REPORT
(#09-90)

Moved and seconded,
that Council authorize staff to proceed to tender for the civil work
required to expand the useable area at the Inland Soccer Complex.
Carried.

Councillor Hearne advised that letters will be sent to affected
residents in the area and the issue of tree removal in the area will
be discussed at the next Transportation and Civic Works Committee
meeting.

204-09
- CASTLEGAR
AIRPORT REPORT
- MARCH 2009

Moved and seconded,
that the Castlegar Airport monthly report for March, 2009, be
received for information. Carried.

R.D.C.K. REPORT:

Nil

CORRESPONDENCE:

205-09

Moved and seconded,
that the correspondence from the Royal Canadian Mounted Police
regarding a conviction of charges related to recent local theft of
vehicles and theft of property from vehicles in the Castlegar area,
the West Kootenay Labour Council regarding Day of Mourning –
April 28, 2009, and M&M Meat Shops regarding their Charity
Barbeque, be received for information. Carried.

206-09
- MRS. DARLENE
KALAWSKY RE:
COMMUNITY FORUMS

Moved and seconded,
that the letter dated April 19, 2009 from Mrs. Darlene Kalawsky,
Vice President Kalawsky Pontiac Buick GMC regarding Community
Forums be referred to the Integrated Community Sustainability
Planning process with the Planning and Development Committee.
Carried.

The City will raise the Day of Mourning Flag at City Hall and lower
all flags on City buildings to half mast on April 28th in recognition of
the Day of Mourning for killed and injured workers.

REPORTS OTHER:

Nil

MAYOR'S REPORT:

Nil

**NEW & UNFINISHED
BUSINESS:**

Nil

BYLAWS:

207-09
- BYLAW 1105
- 1ST READING

Moved and seconded,
that Bylaw 1105, 2009-2013 Financial Plan Bylaw, be read a first
time by title. Carried.

208-09
- BYLAW 1105
- 2ND READING

Moved and seconded,
that Bylaw 1105, 2009-2013 Financial Plan Bylaw, be read a
second time by content. Carried.

209-09
- BYLAW 1105
- 3RD READING

Moved and seconded,
that Bylaw 1105, 2009-2013 Financial Plan Bylaw, be read a third
time. Carried.

210-09
- BYLAW 1106
- 1ST READING

Moved and seconded,
that Bylaw 1106, 2009 Tax Rates Bylaw, be read a first time by title.
Carried.

211-09
- BYLAW 1106
- 2ND READING

Moved and seconded,
that Bylaw 1106, 2009 Tax Rates Bylaw, be read a second time by
content.
Carried.

212-09
- BYLAW 1106
- 3RD READING

Moved and seconded,
that Bylaw 1106, 2009 Tax Rates Bylaw, be read a third time.
Carried.

213-09
- BYLAW 1104
- ADOPTION

Moved and seconded,
that consideration of adoption of Bylaw 1104, City of Castlegar Wild
or Exotic Animal Prohibition Bylaw, be referred to the next regular
meeting of Council.
Carried.

NEXT MEETINGS:

- Special Meeting, April 27, 2009, 7:00 p.m. at the Community Forum, 445-13th Avenue, Castlegar, B.C.
- Regular Meeting, May 4, 2009, 7:00 p.m. at the Community Forum, 445-13th Avenue, Castlegar, B.C.
- Public Information Meeting, May 6, 2009, 7:00 p.m. at the Community Forum, 445-13th Avenue, Castlegar, B.C.

NOTICE OF MOTION:

Nil

QUESTION PERIOD:

- MR. RAYMOND
KOEHLER

Mr. Koehler asked if the \$16 million dollar cost of Phase 1 of the City's Water Management Plan was incorporated in the 2009 – 2014 Five Year Financial Plan bylaw. Mr. Koehler was advised that the first step in this process is to develop a Business Plan and that any required changes in the self financing water fund will be made once the Business Plan has been completed.

- MR. CHRIS SYKES

Mr. Sykes commented that he is a resident of 5th Avenue and the statements made earlier in the meeting by Mrs. Koller do not reflect the opinions of every resident on 5th Avenue.

- MR. RUDIGER
KLAUS

Mr. Klaus commented on bicyclists riding on the wrong side of the road and on the sidewalk. These concerns will be passed on to the RCMP and the Bylaw Enforcement Officer.

Mr. Klaus questioned the City's rules and regulations that require homeowners to maintain their properties. Mr. Klaus was advised that when complaints are received about specific properties, the Bylaw Enforcement Officer investigates and follows up with the homeowners when required.

Mr. Klaus thanked the City for the job they did on fixing the lawns in the Woodland Drive area that were damaged by the snow plows during the winter.

- MR. RAYMOND
KOEHLER

Mr. Koehler asked why the current Council has not sought to have Miss Castlegar designated as a special honour under the Community Charter, as this program receives such widespread community support and funding.

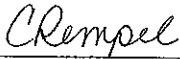
Mr. Koehler was advised that this suggestion would be forwarded to the Castlegar Queen Committee for their consideration.

ADJOURNMENT:
214-09

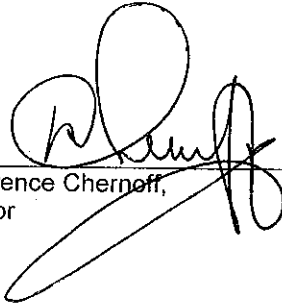
Moved and seconded,
that the meeting adjourn at 8:27 p.m.

Carried.

CERTIFIED CORRECT:



Carolyn Rempel,
Director of Corporate Services



Lawrence Chernoff,
Mayor

